

DOCKET NO.: ABMS-0116/B000300  
Application No.: 09/810,352  
Office Action Dated: May 12, 2003

#7/*Patent*  
*Brown*  
PATENT  
9/16/03



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
**Graeme N. McClure, et al.**

Application No.: **09/810,352**

Filing Date: **March 16, 2001**

For: **ONLY PICKED UP PHASES RECLOSED CONTROL**

Confirmation No.: **9203**

Group Art Unit: **2863**

Examiner: **Anthony T. Dougherty**

EXPRESS MAIL LABEL NO: EL969188659US  
DATE OF DEPOSIT: September 9, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REPLY PURSUANT TO 37 CFR § 1.111**

In response to the Official Action dated **May 12, 2003**, reconsideration is respectfully requested in view of the amendments and/or remarks as indicated below:

- Amendments to the Specification** begin on page \_\_\_\_\_ of this paper.
- Amendments to the Claims** are reflected in the listing of the claims which begins on page 2 of this paper.
- Amendments to the Drawings** begin on page \_\_\_\_\_ of this paper and include an attached replacement sheet.
- Remarks/Arguments** begin on page 6 of this paper.

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2863

DOCKET NO.: ABMS-0116/B000300

PATENT

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PATENT & TRADEMARK OFFICE

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In Re Application of:

Graeme N. McClure, et al.

Application No.: 09/810,352

Filing Date: March 16, 2001

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Examiner: Anthony T. Dougherty

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Commissioner for Patents  
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REPLY TRANSMITTAL LETTER

Transmitted herewith for filing in the above-identified patent application is:

- A Preliminary Amendment.
- An Amendment Responsive to the Office Action Dated May 12, 2003.
- An Amendment Supplemental to the Paper filed
- A Substitute Specification (pages 1 - ) in clean form.
  - A substitute specification (pages 1 - ) with markings.
- An Abstract is enclosed.
- replacement sheets of drawings are enclosed comprising figures
- A Certified Copy of each of the following applications: is enclosed.
- An Associate Power of Attorney is enclosed.

- Information Disclosure Statement.
- Attached Form 1449.
- A copy of each reference as listed on the attached Form PTO-1449 is enclosed herewith.
- A Terminal Disclaimer is attached.
- Appendices as follows:
- Other
- No Additional Fee is Due.
- Applicant(s) has previously claimed small entity status under 37 CFR § 1.27.
- Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR § 1.27 as .
- This application is no longer entitled to small entity status. It is requested that this be noted in the files of the U.S. Patent and Trademark Office.

			SMALL ENTITY		NOT SMALL ENTITY	
	REMAINING AFTER AMENDMENT	HIGHEST PAID FOR	EXTRA	RATE	Fee	Rate
TOTAL CLAIMS	16	(20 MINIMUM) 20	0	\$9 EACH	\$	\$18 EACH \$0
INDEP. CLAIMS	3	(3 MINIMUM) 4	0	\$42 EACH	\$	\$84 EACH \$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$140	\$	\$280 \$
<input checked="" type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$55	\$	\$110 \$110.00
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$205	\$	\$410 \$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$465	\$	\$930 \$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$725	\$	\$1450 \$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME				\$985	\$	\$1970 \$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$ )	minus (\$ )
<input type="checkbox"/> TERMINAL DISCLAIMER				\$55	\$	\$110 \$
<input type="checkbox"/> OTHER FEE OR SURCHARGE AS FOLLOWS:						
TOTAL FEE DUE				\$		\$110.00

- A check in the amount of \$110.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account 23-3050.

- Please charge Deposit Account No. 23-3050 in the amount of .00. This sheet is attached in duplicate.
- Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4)) to extend the time for response to the Office Action of May 12, 2003 to and through September 12, 2003 comprising an extension of the shortened statutory period of One (1) month.
- The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account 23-3050. This sheet is provided in duplicate.

Date: September 9, 2003

  
\_\_\_\_\_  
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